

October 6, 2016
Bassem El Mekawi

PERSONAL AND CONFIDENTIAL
Case #201600120

Bassem,

On October 6, 2016 a Student Conduct Board hearing was conducted to review alleged violation of Article III. 18. (a) of *The Student Code of Conduct* against you for an incident that occurred in your apartment in September 2015. Based on the information presented to the hearing panel related to these charges and by the preponderance of the evidence you were found to be responsible for a violation of Article III. 18. (a). As a result of this hearing and these findings the following sanctions have been imposed against you:

- **University Suspension.** You are suspended from Youngstown State University effective immediately, and continuing through May 6, 2017. During this suspension period you do not have access to Youngstown State University, including any campus facilities, any campus programs or activities, and any class sessions. At the end of your suspension, you may file a written request with the Student Conduct Administrator seeking readmission. The Student Conduct Administrator will review your status and render an appropriate decision. Throughout the entire student conduct process, it is your responsibility to notify this office of any changes in your student status or local address and telephone.

The Office of Undergraduate Admissions, Records, Registrars, Student Accounts, Scholarships & Financial Aid, and University Police will be informed of this decision once it becomes final. At that time your class registration will be canceled, and you will be restricted from registering for any class in the future without the authorization of this office. Any grades reported for posting will be encumbered pending the appeals process. If you are not allowed to complete the current semester, you will receive a withdrawal grade for all current classes retroactive to the date of the original decision of suspension.

Upon your return to Youngstown State University, you will be placed on Conduct Probation for one academic year. Conduct Probation indicates that you have been found responsible for a serious violation or repeated violations of University conduct regulations. Any subsequent violations of University conduct regulations will be evaluated within the context of your probationary status, and may result in your suspension or expulsion.

- **Educational Sanction.** You must complete an online training module entitled "Think About It" which consists of 4 core sections that focus on college student use of alcohol, consent, healthy relationships, and other risky behaviors. Upon final resolution of this case you will be sent information via your university email account pertaining to accessing and completing this online training module. This module must be completed before your return to Youngstown State University.

The No Contact Order issued to you regarding _____ will remain in effect. Please keep in mind that you are to refrain from any and all contact with each other. You should not attempt to visit, call, send messages to, or make other contact with her. You also may not attempt to make indirect contact with her through a third party, including your acquaintances or her acquaintances. Any use of social media platforms,



including public platforms like Twitter, Yik Yak, Snapchat, or others are also strictly prohibited. She has been instructed to contact the Youngstown State University Police Department if you attempt to contact her.

In accordance with Article IV, Section I of *The Student Code of Conduct* you may appeal the decision of the student conduct body in writing within seven days from the date of this decision (appeal form enclosed). If you fail to submit your appeal by the close of business on October 13, 2016 you will forfeit any further action on this case.

As these student conduct proceedings included the participation of a number of individuals I want to ensure that you are aware that *The Student Code of Conduct* prohibits any individual from harassment towards, intimidation of, retaliation towards, or threats against any person who participated in a student conduct proceeding. If you feel that you are the target of such acts by another student, please contact this office immediately. If you are found responsible for such acts against another student, you can be held responsible under *The Student Code of Conduct*.

This action is recorded in your conduct file as outlined in Article IV, Section K, of *The Student Code of Conduct*. If this is the final resolution of this case, understand that failure to complete the above-listed sanctions as directed can result in a recharge of those sanctions, a \$25.00 fine per incomplete sanction, additional conduct proceedings against you, and/or a hold being placed on your account.

We hope that this process has been educational for you, as our goal is to support both your educational pursuits, as well as the broader educational mission of the university at large. If you have any questions regarding these student conduct proceedings, please not hesitate to contact me. For further information about our expectations of you as a student, *The Student Code of Conduct* is available online at <http://cms.ysu.edu/administrative-offices/student-conduct/student-code-conduct>.

Sincerely,
Kelly Beers, Associate Director for Student Conduct



October 18, 2016
Bassem El Mekawi
Y00745512

PERSONAL AND CONFIDENTIAL
Case #201600120

Bassem,

On Tuesday, October 18, 2016 a Student Conduct Board appellate hearing was conducted to review a Request for Appeal submitted by you with regards to case 201600120, as originally heard in a Student Conduct Board hearing on October 6, 2016. In your Request for Appeal you stated [REDACTED]

After review of your Request for Appeal and the original record of the hearing the appellate hearing panel in this case determined that there was not sufficient evidence to support your Request for Appeal, thus **your appeal has been denied**. The appellate hearing panel determined that your rights were upheld as outlined in *The Student Code of Conduct* and that the decision made in your original hearing was based upon the preponderance of the evidence. Additionally, the **sanctions imposed upon you were upheld** as the appellate hearing panel felt that these sanctions were justified based on the findings.

Per *The Student Code of Conduct* Article IV. Section I. 9. the decision of the appellate panel after an appellate review is final. Please refer to the resolution letter sent to you by this office on October 6, 2016 for further information about your responsibilities with regards to completing the sanctions imposed upon you in this case.

This action is recorded in your conduct file as outlined in Article IV. Section K. of *The Student Code of Conduct*. As this is the final resolution of this case, understand that failure to complete the above-listed sanctions as directed can result in a recharge of those sanctions, a \$25.00 fine per incomplete sanction, additional conduct proceedings against you, and/or a hold being placed on your account.

We hope that this process has been educational for you, as our goal is to support both your educational pursuits, as well as the broader educational mission of the university at large. If you have any questions regarding these student conduct proceedings, please not hesitate to contact me. For further information about our expectations of you as a student, *The Student Code of Conduct* is available online at <http://cms.ysu.edu/administrative-offices/student-conduct/student-code-conduct>.

Sincerely,
Kelly Beers, Associate Director for Student Conduct



October 6, 2016
Sidney Umude
Y00746372

PERSONAL AND CONFIDENTIAL
Case #201600120

Sidney,

On October 6, 2016 a Student Conduct Board hearing was conducted to review alleged violations of Article III, 15. (a), Article III. 18. (a), and Article III. 19. of *The Student Code of Conduct* against you for two incidents that occurred in September 2015 in the University Courtyard Apartments. Based on the information presented to the hearing panel related to these charges and by the preponderance of the evidence you were found to be responsible for violations of Article III. 18. (a) and Article III. 19. and not responsible for a violation of Article III. 15. (a). As a result of this hearing and these findings the following sanctions have been imposed against you:

- **University Suspension.** You are suspended from Youngstown State University effective immediately, and continuing through August 23, 2017. During this suspension period you do not have access to Youngstown State University, including any campus facilities, any campus programs or activities, and any class sessions. At the end of your suspension, you may file a written request with the Student Conduct Administrator seeking readmission. The Student Conduct Administrator will review your status and render an appropriate decision. Throughout the entire student conduct process, it is your responsibility to notify this office of any changes in your student status or local address and telephone.

The Office of Undergraduate Admissions, Records, Registrars, Student Accounts, Scholarships & Financial Aid, and University Police will be informed of this decision once it becomes final. At that time your class registration will be canceled, and you will be restricted from registering for any class in the future without the authorization of this office. Any grades reported for posting will be encumbered pending the appeals process. If you are not allowed to complete the current semester, you will receive a withdrawal grade for all current classes retroactive to the date of the original decision of suspension.

Upon your return to Youngstown State University, you will be placed on Conduct Probation for one academic year. Conduct Probation indicates that you have been found responsible for a serious violation or repeated violations of University conduct regulations. Any subsequent violations of University conduct regulations will be evaluated within the context of your probationary status, and may result in your suspension or expulsion.

- **Residential Expulsion.** Effective immediately, you are expelled from university residential facilities, including all residence halls, the University Courtyard Apartments, and Christman Dining Commons. You are not to access any of these facilities for any reason.
- **Restitution.** You are required to pay restitution in the amount of \$19.00 to [REDACTED]. This must be delivered to the Office of Student Conduct by October 31, 2016 in the form of cash or money order. In addition, you are being charged a \$50.00 fine per *The Student Code of Conduct* as restitution for lost, stolen, or damaged property. This \$50 fine will be added to your university account.



- **Educational Sanction.** You must complete an online training module entitled "Think About It" which consists of 4 core sections that focus on college student use of alcohol, consent, healthy relationships, and other risky behaviors. Upon final resolution of this case you will be sent information via your university email account pertaining to accessing and completing this online training module. This module must be completed before your return to Youngstown State University.

The No Contact Order issued to you regarding [REDACTED] will remain in effect. Please keep in mind that you are to refrain from any and all contact with each other. You should not attempt to visit, call, send messages to, or make other contact with her. You also may not attempt to make indirect contact with her through a third party, including your acquaintances or her acquaintances. Any use of social media platforms, including public platforms like Twitter, Yik Yak, Snapchat, or others are also strictly prohibited. She has been instructed to contact the Youngstown State University Police Department if you attempt to contact her.

In accordance with Article IV, Section I of *The Student Code of Conduct* you may appeal the decision of the student conduct body in writing within seven days from the date of this decision (appeal form enclosed). If you fail to submit your appeal by the close of business on October 13, 2016 you will forfeit any further action on this case.

As these student conduct proceedings included the participation of a number of individuals I want to ensure that you are aware that *The Student Code of Conduct* prohibits any individual from harassment towards, intimidation of, retaliation towards, or threats against any person who participated in a student conduct proceeding. If you feel that you are the target of such acts by another student, please contact this office immediately. If you are found responsible for such acts against another student, you can be held responsible under *The Student Code of Conduct*.

This action is recorded in your conduct file as outlined in Article IV, Section K, of *The Student Code of Conduct*. If this is the final resolution of this case, understand that failure to complete the above-listed sanctions as directed can result in a recharge of those sanctions, a \$25.00 fine per incomplete sanction, additional conduct proceedings against you, and/or a hold being placed on your account.

We hope that this process has been educational for you, as our goal is to support both your educational pursuits, as well as the broader educational mission of the university at large. If you have any questions regarding these student conduct proceedings, please not hesitate to contact me. For further information about our expectations of you as a student, *The Student Code of Conduct* is available online at <http://cms.ysu.edu/administrative-offices/student-conduct/student-code-conduct>.

Sincerely,

Kelly Beers, Associate Director for Student Conduct



October 18, 2016

Sidney Umude

Y00746372

PERSONAL AND CONFIDENTIAL

Case #201600120

Sidney,

On Tuesday, October 18, 2016 a Student Conduct Board appellate hearing was conducted to review **two** Requests for Appeal submitted with regards to allegations against you in case 201600120, as originally heard in a Student Conduct Board hearing on October 6, 2016. You submitted a Request for Appeal, as did the complainant in this case, [REDACTED].

In your Request for Appeal you stated that you [REDACTED]
[REDACTED]
[REDACTED]

After review of your Request for Appeal and the original record of the hearing the appellate hearing panel in this case determined that there was not sufficient evidence to support your Request for Appeal, thus **your appeal has been denied**. The appellate hearing panel determined that your rights were upheld as outlined in *The Student Code of Conduct* and that the decision made in your original hearing was based upon the preponderance of the evidence. Specifically, the appellate hearing panel determined the following:

- As outlined in *The Student Code of Conduct*, questions may be deemed irrelevant to the proceedings. The hearing panel advisor who served during the original hearing (Eddie J. Howard, Jr., Associate Vice President for Student Experience) assisted in review of the questions that you submitted and made the final decision about which questions would be excluded, per Article IV. D. (e) of *The Student Code of Conduct*. Additionally, neither in Article IV. D. (Hearing Procedures) nor in Article IV. E. (Student Rights and Responsibilities) of *The Student Code of Conduct* does it state that a respondent has the right to directly cross-examine the complainant.
- The additional documentation that you provided with your Request for Appeal was deemed irrelevant to the specific incidents in question in this case.
- The appellate hearing panel also found reasonable basis in the fact of the findings of the original hearing panel that the preponderance of the evidence standard was sufficiently met in this case.

In [REDACTED] Request for Appeal, [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

After review of [REDACTED] Request for Appeal and the original record of the hearing the appellate hearing panel in this case determined that there was sufficient evidence to support [REDACTED] Request for Appeal, thus **her Request for Appeal was accepted**. Specifically, the appellate hearing panel determined the following:



- [REDACTED]
- [REDACTED]

Based on this additional finding of responsibility, and the appellate hearing panel's review of the original record in this case, the appellate hearing panel determined that your sanctions should be changed, as outlined below:

- **University Expulsion.** You are expelled from Youngstown State University effective immediately. You do not have access to Youngstown State University, including any campus facilities, any campus programs or activities, or any class sessions from this time forward.

The Office of Undergraduate Admissions, Records, Registrars, Student Accounts, Scholarships & Financial Aid, and University Police will be informed of this decision once it becomes final. At that time your class registration will be canceled. Any grades reported for posting will be encumbered pending the appeals process. If you are not allowed to complete the current semester, you will receive a withdrawal grade for all current classes retroactive to the date of the original decision of expulsion.

Per *The Student Code of Conduct* Article IV. Section I. 9. the decision of the appellate panel after an appellate review is final.

This action is recorded in your conduct file as outlined in Article IV. Section K. of *The Student Code of Conduct*.

If you have any questions regarding these student conduct proceedings, please do not hesitate to contact me. For further information about our process, policies, appeals, and more *The Student Code of Conduct* is available online at <http://cms.ysu.edu/administrative-offices/student-conduct/student-code-conduct>.

Sincerely,
Kelly Beers, Associate Director for Student Conduct



October 6, 2016
Sidney Sandidge
Y00743930

PERSONAL AND CONFIDENTIAL
Case #201600120

Sidney,

On October 6, 2016 a Student Conduct Board hearing was conducted to review alleged violations of Article III. 18. (a), and Article III. 13. (a) of *The Student Code of Conduct* against you for an incident that occurred in September 2015 in the University Courtyard Apartments. Based on the information presented to the hearing panel related to these charges and by the preponderance of the evidence you were found to be responsible for a violation of Article III. 18. (a), and due in part to your participation as a witness in the hearings for the other two respondents in this case, you were found not responsible for a violation of Article III. 19. As a result of this hearing and these findings the following sanctions have been imposed against you:

- **University Suspension.** You are suspended from Youngstown State University effective immediately, and continuing through December 17, 2016. During this suspension period you do not have access to Youngstown State University, including any campus facilities, any campus programs or activities, and any class sessions. At the end of your suspension, you may file a written request with the Student Conduct Administrator seeking readmission. The Student Conduct Administrator will review your status and render an appropriate decision. Throughout the entire student conduct process, it is your responsibility to notify this office of any changes in your student status or local address and telephone.

The Office of Undergraduate Admissions, Records, Registrars, Student Accounts, Scholarships & Financial Aid, and University Police will be informed of this decision once it becomes final. At that time your class registration will be canceled, and you will be restricted from registering for any class in the future without the authorization of this office. Any grades reported for posting will be encumbered pending the appeals process. If you are not allowed to complete the current semester, you will receive a withdrawal grade for all current classes retroactive to the date of the original decision of suspension.

Upon your return to Youngstown State University, you will be placed on Conduct Probation for one academic year. Conduct Probation indicates that you have been found responsible for a serious violation or repeated violations of University conduct regulations. Any subsequent violations of University conduct regulations will be evaluated within the context of your probationary status, and may result in your suspension or expulsion.

- **Educational Sanction.** You must complete an online training module entitled "Think About It" which consists of 4 core sections that focus on college student use of alcohol, consent, healthy relationships, and other risky behaviors. Upon final resolution of this case you will be sent information via your university email account pertaining to accessing and completing this online training module. This module must be completed before your return to Youngstown State University.



- **Residential Expulsion.** You are restricted from any access to university residential facilities, including all residence halls, the University Courtyard apartments, and Christman Dining Commons on a permanent basis.
- **Community Service.** You must actively participant in 20 hours of community service on the topic of sexual assault, consent, or other related topics, which should include the campus's annual "Take Back the Night" program. Please contact Kate Fitzgerald, Director of Housing and Residence Life, to make arrangements to complete this service. She can be reached at kafitzgerald@ysu.edu or at 330.941.3539.

At the request of [REDACTED], the No Contact Order between the two of you has been suspended. Therefore, you may, once again, be in contact with one another.

In accordance with Article IV, Section I of *The Student Code of Conduct* you may appeal the decision of the student conduct body in writing within seven days from the date of this decision (appeal form enclosed). If you fail to submit your appeal by the close of business on October 13, 2016 you will forfeit any further action on this case.

As these student conduct proceedings included the participation of a number of individuals I want to ensure that you are aware that *The Student Code of Conduct* prohibits any individual from harassment towards, intimidation of, retaliation towards, or threats against any person who participated in a student conduct proceeding. If you feel that you are the target of such acts by another student, please contact this office immediately. If you are found responsible for such acts against another student, you can be held responsible under *The Student Code of Conduct*.

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We hope that this process has been educational for you, as our goal is to support both your educational pursuits, as well as the broader educational mission of the university at large. If you have any questions regarding these student conduct proceedings, please not hesitate to contact me. For further information about our expectations of you as a student, *The Student Code of Conduct* is available online at <http://cms.ysu.edu/administrative-offices/student-conduct/student-code-conduct>.

Sincerely,
Kelly Beers, Associate Director for Student Conduct

